



1743

## In the United States Patent and Trademark Office

Applicants:	Barry J. Marshall et al.	Docket No.:	17127A
Serial No.:	09/977,546	Group:	1743
Confirmation No:	3538	Examiner:	
Filed:	October 15, 2001		
For:	SYSTEMS FOR PERFORMING MULTIPLE DIAGNOSTIC TESTS		

### **Supplemental Information Disclosure Statement Pursuant to 37 C.F.R. 1.97(b) Before First Office Action or Within Three Months of Filing Date**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. 1.56 and in accordance with 37 C.F.R. 1.97 et seq., Applicants, through and by their attorneys, hereby wish to direct the Examiner's attention to the documents listed on the modified PTO 1449 Form and the copies of those documents presented herewith for the Examiner's review and convenience.

By inclusion of any given document in this Information Disclosure Statement, Applicants in no way admit that such document is effective as prior art against the above-identified application under either 35 U.S.C. 102 or 35 U.S.C. 103.

Additionally, submission of any document is not to be taken as an admission of the materiality of the document to the prosecution of the present application.

The Examiner is requested to review each cited document and personally determine its prior art status.

Applicants recommend that the Examiner conduct an independent search for any and all available material prior art and independently review the results of such search and the documents cited within this Statement.

Applicants request the Examiner, in accordance with 37 C.F.R. 1.97, to indicate and make of record receipt and review of all of these documents by initialing the appropriate box in the accompanying PTO-1449. Applicants request that the undersigned receive a copy of the initialed PTO-1449.

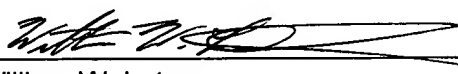
If the Examiner refuses to consider any or all of the herein submitted materials because it is the Examiner's opinion that this Information Disclosure Statement is not in compliance with 37 C.F.R. 1.97, Applicants respectfully request that the Examiner notify the undersigned, in writing, as to the basis of such opinion.

Please charge any prosecutorial fees which are due to Kimberly-Clark Worldwide, Inc. deposit account number 11-0875.

The undersigned may be reached at: (770) 587-7183.

Respectfully submitted,

BARRY J. MARSHALL ET AL.

By:   
William W. Letson  
Registration No.: 42,797

#### CERTIFICATE OF MAILING

I, William W. Letson, hereby certify that on December 1, 2003 this document is being deposited with the United States Postal Service as first-class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By:   
William W. Letson



## List of Patents and Publications for Information Disclosure Statement

Applicant(s):

Barry J. Marshall et al.

Docket

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U.S. PATENT DOCUMENTS							
Initials		Doc. No.	Date	Name	Class	Subclass	Filing Date
	A1	5,314,804	5/24/1994	Boguslaski et al.			
	A2	5,420,016	5/30/1995	Boguslaski et al.			
	A3	5,439,801	8/8/1995	Jackson			
	A4	5,498,528	3/12/1996	King			
	A5	5,593,851	1/14/1997	Jackson			
	A6	5,668,011	9/16/1997	Jackson			
	A7	5,679,570	10/21/1997	Heckenmuller et al.			
	A8	5,782,951	7/21/1998	Aylen et al.			
	A9	6,187,556	2/13/2001	Lee et al.			
	A10						

Foreign Patent Documents							
Initials		Doc. No.	Date	Country	Class	Subclass	Trans. Yes No
	A1	369292	5/23/1990	EP			
	A2	0896547 B1	6/26/2002	EP			
	A3	2654436	5/17/1991	FR			
	A4						

Other Documents		
Initials		Author, Title, Date, Pages, etc.
	A1	Roda, A. et al., "Development of a Chemiluminescent Urease Activity Assay for Helicobacter pylori Infection Diagnosis in Gastric Mucosa Biopsies", <u>Analytical Biochemistry</u> 264, 1998, pp. 47-52.

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include a copy of this form with your next communication.

Examiner:

Date Considered: